

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA**

**NOTICE OF AMENDMENTS TO UNIFORM LOCAL RULES**

Pursuant to Rule 83 of the Federal Rules of Civil Procedure, public notice is hereby given of proposed amendments to the Local Rules of the United States District Court for the Western District of Louisiana. LR7.6 and LR7.7 are proposed to be combined to create new LR7.6. Current LR7.6 and LR7.7 will be deleted in their entirety to create new LR7.6 as follows:

~~**LR7.6 Motions to Intervene, to Amend Pleadings and to File Third-Party Complaints**~~ Prior to filing any motion for leave to intervene, to amend pleadings or to file a third-party complaint, the moving party shall attempt to obtain consent for the filing and granting of such motion from all parties having an interest to oppose. If such consent is obtained, the motion shall not be noticed for hearing but thereafter shall be filed, accompanied by a proposed order, with a statement of the consent of opposing counsel. No such motions, when required to be noticed for hearing, shall be accepted for filing unless accompanied by a certificate of counsel for the moving party to the effect that opposing counsel have refused to consent to the filing and granting of such motion. If the court finds that opposing counsel does not have a good faith reason for failing to so consent, the court may impose such sanctions as it deems proper.

~~**LR7.7 Motions for Joinder in Actions Removed From State Court**~~

~~In any action removed from state court in accordance with 28 USC 1441 et seq., a motion filed for joinder of parties, which might destroy subject matter jurisdiction, shall include a notification to the court that a determination under 28 USC 1447(e) will be required, and sufficient facts shall be pled to enable the court to make such determination.~~

**Completely new rewording of LR7.6 and caption:**

**LR7.6 Motions to Intervene, to Amend Pleadings, to File Third-Party Complaints and for Joinder in Actions Removed from State Court**

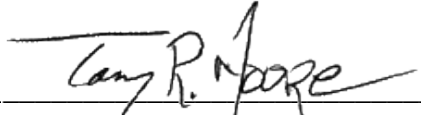
Any motion for leave to amend a pleading, intervene, or file a third-party complaint must be accompanied by a proposed order and contain a statement by the moving party (1) that the party has presented the proposed amendment or pleading to all parties who have an interest to oppose and (2) whether any party opposes the granting of the motion. The court may impose proper sanctions on a party or counsel who oppose such a motion without a good faith reason.

If no opposition is noted, the motion will be referred to the appropriate judge for consideration. If opposition is noted, the opposing party will be allowed an opportunity to file a memorandum in opposition or otherwise be heard before the motion is considered by the court. The proposed pleading for which leave to file is sought must be attached to the motion for leave, and if leave is granted, the proposed pleading is deemed filed without the necessity of any further order of the court.

If a motion for leave to amend proposes to add a party that may destroy diversity of citizenship in a case that was removed from state court based on diversity jurisdiction, the movant must notify the court of the issue and file a memorandum that sets forth facts relevant to the determination that will have to be made under 28 U.S.C. § 1447(e).

Comments may be made in writing addressed to the Clerk of Court, Tony R. Moore, 800 Lafayette Street, Suite 2100, Lafayette, LA 71101, before **June 30, 2012**. You may access this notice at the court's website ([www.lawd.uscourts.gov](http://www.lawd.uscourts.gov)).

Lafayette, Louisiana, this 1<sup>st</sup> day of June, 2012.

  
\_\_\_\_\_  
**TONY R. MOORE CLERK OF  
COURT**